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*Attorneys for Defendant District Court Judges*  
*Howard F. Recht and Jennifer B. Lint*

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
MISSOULA DIVISION

TERI LEA EVENSON-CHILDS,  
DANIEL O'TOOLE, RICHARD  
CHURCHILL, and KEITH LEONARD,  
individually and on behalf of all others  
similarly situated,

Plaintiffs,

v.

RAVALLI COUNTY; STEPHEN  
HOLTON, in his official capacity as  
RAVALLI COUNTY SHERIFF;  
JENNIFER RAY, in her official  
capacity as RAVALLI COUNTY  
JUSTICE OF THE PEACE; JIM  
BAILEY, in his official capacity as  
RAVALLI COUNTY JUSTICE OF  
THE PEACE; HOWARD RECHT, in  
his official capacity as DISTRICT  
JUDGE FOR THE 21ST JUDICIAL  
DISTRICT; and JENNIFER LINT, in  
her official capacity as DISTRICT  
JUDGE FOR THE 21ST JUDICIAL  
DISTRICT,

Defendants.

Cause No. CV 21-89-M-DLC-KLD

**DEFENDANT DISTRICT COURT  
JUDGES' MOTION TO DISMISS**

Defendants Montana District Court Judges Howard F. Recht and Jennifer B. Lint (collectively, “Judges”) move the Court to dismiss Plaintiffs’ claims against them, pursuant to Rules 12(b)(1) and 12(b)(6), Federal Rules of Civil Procedure, for lack of subject matter jurisdiction and for failure to state a claim upon which relief can be granted. This motion is supported by a brief filed contemporaneously herewith.

DATED this 16th day of December, 2021.

BOONE KARLBERG P.C.

/s/ Thomas J. Leonard  
Thomas J. Leonard  
*Attorneys for Defendant District Court  
Judges Howard F. Recht and  
Jennifer B. Lint*